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To: Sup. Examiner Lucchesi From: Jay Shah  
Fax: (703) 872 - 9306 Date: 6 Aug 2004  
Phone: (703) 308 - 2698 Pages: (14) Including cover sheet  
Re: 09/254,078 CC:

Urgent    For Review    Please Comment    Please Reply    Please Recycle

Comments:

Dear Supervisory Patent Examiner Lucchesi,  
Attached please find amendment responding to  
the restriction requirement in 09/254,078.

Thank you,

Jay Shah

(JASVANTRAI C. SHAH)

(972) 728-5552

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**UNITED STATES PATENT AND TRADEMARK OFFICE**

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AUG 06 2004

Appl. No. : 09/254,078  
 Applicant : Rudger Rubbert  
 Filed : 05/03/1999  
 TC/A.U. : 3764  
 Examiner : Nicholas D. Lucchesi

Docket No. : 00-1030  
 Customer No. : 000038600

Confirmation No. 6452

Title : METHOD AND DEVICE FOR CARRYING OUT OPTICAL  
 PICKUP

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

**TRANSMITTAL LETTER**

Sir:

1. We are transmitting herewith the attached:
  1. RESPONSE TO RESTRICTION REQUIREMENT
2. With respect to additional fees:
  - A.  No additional fee is required.
  - B.  Attached is a check in the amount of \$ \_\_\_\_.
  - C.  Charge the total additional fee to our Deposit Account No. 50-2844.
3. Please charge any additional fees or credit overpayment to Deposit Account No. 50-2844.
4. **CERTIFICATE OF TRANSMISSION UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being transmitted by facsimile to number (703) 872-9306 addressed to: Supervisory Patent Examiner Nicholas D. Lucchesi, on this 6<sup>th</sup> day of August, 2004.

By Jasvantrai C. Shah

Jasvantrai C. Shah  
 Reg. No. 39,444

OraMetrix, Inc.  
 2350 Campbell Creek Blvd., Suite 400  
 Richardson, Texas 75082

## UNITED STATES PATENT AND TRADEMARK OFFICE

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Examiner : Nicholas D. Lucchesi  
  
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Title : METHOD AND DEVICE FOR CARRYING OUT OPTICAL PICKUP

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

In response to the Office action of July 22, 2004, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 11 of this paper.

Please change the Attorney Docket No. from 59-99 to 00-1030.

Please charge any required fees to deposit account no. 50-2844.

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